



#19 RCE / 3739  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No.: 29997/035A

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the following application:

**Application**

Application Serial No: 09/764,609

Filed on: January 17, 2001

Inventors: Malackowski et al.

Title: SURGERY SYSTEM

Art Unit: 3739

Examiner: John P. Leubecker

Attorney Docket No.: 29997/035A

**RECEIVED**

**JUL 24 2003**

TECHNOLOGY CENTER R3700

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**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this Request for Continued Examination (RCE) is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on July 16, 2003.

*Colleen M. Burke*

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**1. Submission required under 37 C.F.R. §1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on June 16, 2003 (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- iii. ☐ Other
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. ☒ **IF AN EXTENSION OF TIME IS REQUIRED IN THIS APPLICATION OR ANY PARENT APPLICATION, PLEASE CONSIDER THIS AS A REQUEST THEREFOR (1-Month Extension of Time Enclosed Herewith).**
- c. ☐ Other

**3. Fees**

- a. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1309.
- i. ☐ RCE fee required under 37 C.F.R. §1.17(e)
- ii. ☐ Extension of time fee 37 C.F.R. §§ 1.136 and 1.17(a)
- iii. ☐ Other
- iv. ☒ Any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 or under other applicable rules (except payment of issue fees), to Deposit Account No. 50-1903. A copy of this Transmittal is enclosed.
- b. ☒ Check in the amount of \$ 750.00 enclosed.

Please direct all future communications to McCracken and Frank Attorneys At Law, at the address below.

Respectfully submitted,

McCracken and Frank  
Attorneys At Law

By:

A handwritten signature in black ink, appearing to read 'J. William Frank, III', is written over a horizontal line.

J. William Frank, III

Reg. No: 25,626

July 16, 2003

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